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IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK
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S.D. OF N.Y.

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IN RE LONGFIN CORP.
SECURITIES CLASS ACTION
LITIGATION

Civil Action 1:18-cv-2933-DLC

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**ANSWER OF DEFENDANT DORABABU PENUMARTHI TO FIRST AMENDED
CLASS ACTION COMPLAINT FOR
VIOLATION OF THE FEDERAL SECURITIES LAWS**

Defendant Dorababu Penumarthi for his Answer to the First Amended Complaint filed by
Attorneys for Lead Plaintiff Mohammad A. Malik and Plaintiff Karthik Reddy states as follows:

1. Penumarthi denies the allegations of paragraphs 1, 5, 7, 8, 9, 10, 11, 17, 18, 19, 20, 21, 38, 40, 41, 42, 43, 74, 76, 79, 84 (2nd), 87 (2nd), 88 (2nd) 95, 96, 116, 118, 119, 136, 137, 143, 144, 145, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181 and 182.
2. Penumarthi admits the allegations of paragraphs 2, 15, 85 (2nd), 86 (2nd) and 131
3. Penumarthi is without knowledge or information sufficient to form a belief as to the truth of the allegations of the following paragraphs and deny them on that ground:
3, 4, 6, 12, 13, 14, 16, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 39, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 75, 77, 78, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 80 (2nd), 81 (2nd), 82 (2nd), 83 (2nd), 89 (2nd), 90 (2nd), 92, 93, 94, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 117, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 132, 133, 134, 135, 138, 139, 140, 141, 142 and 146.

PRAYER FOR RELIEF

Answering the un-numbered “prayer for relief,” Penumarathi denies that Plaintiff is entitled to any of the relief sought as against him.

AFFIRMATIVE AND OTHER DEFENSES

Without assuming any burden that he would not otherwise have, Penumarathi asserts the following defenses to every cause of action asserted against him as to which such defense is or may be applicable. By virtue of alleging these further defenses, Penumarathi does not assume any burden of proof, persuasion, or production not otherwise legally assigned to him.

Penumarathi also does not concede that facts contrary to one or more of the averments that follows would support liability as to him. Penumarathi reserves all rights to assert other defenses as appropriate.

First Defense

The Complaint fails to state a claim upon which relief can be granted.

Second Defense

The Complaint fails to plead with the particularity required by Rule 9(b) of the Federal Rules of Civil Procedure.

Third Defense

Plaintiff has failed to comply with the Private Securities Litigation Reform Act of 1995, and Plaintiff's claims are barred in whole or in part by the statute.

Fourth Defense

Plaintiff's purported damages are nonexistent, speculative, not of the nature or to the extent alleged, and were not the foreseeable result of Defendants' alleged conduct.

Fifth Defense

Plaintiff is not entitled to any recovery from Defendants for its claims because of Plaintiff's failure to adequately allege and inability to prove scienter.

Sixth Defense

Plaintiff cannot prove transaction causation or loss causation.

Seventh Defense

Plaintiff failed to mitigate, minimize or avoid its damages, if any.

Penumarthy has not knowingly or intentionally waived any applicable defenses, and he reserves the right to assert and rely upon other applicable defenses that may become available or apparent throughout the course of this action. Penumarthy reserves the right to amend or seek to amend his answer and/or affirmative defenses.

REQUEST FOR RELIEF

Penumarthy respectfully request that this Court grant judgment in his favor as follows:

- a. That the Complaint be dismissed in its entirety with prejudice;
- b. That judgment be entered in the Penumarthy's favor on their affirmative defenses;
- c. That Penumarthy be awarded his costs and expenses; and
- d. That this Court grant Penumarthy such other and further relief as may be just and proper.

JURY DEMAND

Pursuant to Federal Rule of Civil Procedure 38(b), Penumarthy demands a trial by jury for all issues so triable.

Dated: April 25, 2019
United Kingdom

Respectfully submitted,


Dorababu Penumarthy

**United States District Court
of the Southern District of New York**

Pro Se Intake Unit

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United States Courthouse
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New York, New York 10007

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